

## NO ANALYSIS REQUIRED

Author: Ayala Analyst: Roger Lackey Bill Number: SB 1364  
Related Bills: See Prior Analysis Telephone: 845-3627 Amended Date: 04-20-98  
Attorney: Doug Bramhall Sponsor: \_\_\_\_\_

**SUBJECT:** Open Meetings Violating Bagley-Keene Act Misdemeanor If State Body Attends

- \_\_\_\_ ANALYSIS NOT REQUIRED of this bill -- Not within scope of responsibility of this department.
- \_\_\_\_ TECHNICAL BILL -- No program or fiscal changes to existing program.
- \_\_\_\_ BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department and should be reviewed for reassignment to another department.
- \_\_\_\_ TECHNICAL AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is \_\_\_\_\_.
- X MINOR AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is Pending.
- \_\_\_\_ MINOR AMENDMENT - No change in approved position of \_\_\_\_\_. See comments below.
- X OTHER - See comments below.

**COMMENTS:**

This bill would provide that a member of a state body who attends a meeting of that body **knowing** that the meeting is in violation of the Bagley/Keene Open Meeting Act, and where the member intends to deprive the public of information to which the member knows or has reason to know the public is entitled, is guilty of a misdemeanor.

The April 20, 1998, amendment deleted the provisions of the bill as introduced January 5, 1998, and added the word "knowing" to the proposed amendment to the existing misdemeanor provision of the Bagley/Keene Open meeting act as described above.

Except for the discussion above, the department's analysis of SB 1364 as introduced January 5, 1998, still applies.

**DEPARTMENTS THAT MAY BE AFFECTED:**

\_\_\_\_ STATE MANDATE

\_\_\_\_ GOVERNOR'S APPOINTMENT

**Department Staff Position:**

\_\_\_\_ S      \_\_\_\_ O  
\_\_\_\_ SA      \_\_\_\_ OUA  
\_\_\_\_ N      \_\_\_\_ NP  
\_\_\_\_ NA      \_\_\_\_ NAR  
X PENDING

**Agency Secretary Position:**

\_\_\_\_ S      \_\_\_\_ O  
\_\_\_\_ SA      \_\_\_\_ OUA  
\_\_\_\_ N      \_\_\_\_ NP  
\_\_\_\_ NA      \_\_\_\_ NAR  
DEFER TO \_\_\_\_\_

**GOVERNOR'S OFFICE USE**

Position Approved \_\_\_\_  
Position Disapproved \_\_\_\_  
Position Noted \_\_\_\_

Franchise Tax Board Staff      Date  
**Roger J. Lackey**      **4/30/98**

Agency Secretary      Date

By:      Date: